

HOUSE BILL No. 1379

DIGEST OF INTRODUCED BILL

Citations Affected: IC 16-18-2-323.1; IC 16-41.

Synopsis: Smoking on school buses. Prohibits smoking on a school bus.

Effective: July 1, 2003.

Bischoff

January 14, 2003, read first time and referred to Committee on Environmental Affairs.

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First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

HOUSE BILL No. 1379

A BILL FOR AN ACT to amend the Indiana Code concerning health.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 16-18-2-323.1 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2003]: **Sec. 323.1. "School bus", for purposes**
4 **of IC 16-41-37, has the meaning set forth in IC 16-41-37-2.5.**

5 SECTION 2. IC 16-41-37-2.5 IS ADDED TO THE INDIANA
6 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
7 [EFFECTIVE JULY 1, 2003]: **Sec. 2.5. As used in this chapter,**
8 **"school bus" means a motor vehicle that is:**

9 (1) **designed and constructed for the accommodation of at**
10 **least ten (10) passengers;**

11 (2) **owned or operated by a public or governmental agency, or**
12 **privately owned and operated for compensation; and**

13 (3) **used for the transportation of school children to and from**
14 **the following:**

15 (A) **School.**

16 (B) **School athletic games or contests.**

17 (C) **Other school functions.**



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1 SECTION 3. IC 16-41-37-4 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 4. A person who
3 smokes:

4 (1) in a public building, except in an area designated as a smoking
5 area under section 5 of this chapter;

6 (2) in the retail area of a grocery store or drug store that is
7 designated as a nonsmoking area by the store's proprietor; ~~or~~

8 (3) in the dining area of a restaurant that is designated and posted
9 as the restaurant's nonsmoking area by the restaurant's proprietor;

10 **or**

11 **(4) in a school bus;**

12 commits a Class B infraction. However, the violation is a Class A
13 infraction if the person has at least three (3) previous unrelated
14 judgments for violating this section that are accrued within the twelve
15 (12) months immediately preceding the violation.

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